

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CURTIS GARNER : CIVIL ACTION

v. :

MICHAEL NUTTER; LOUIS GIORLA;
M. FARRELL; DEPUTY WARDEN
MAJOR ABELLO; C/O GLOVER;
SETH WILLIAMS; and LOUIS A.
MINCARELLI : NO. 15-1335

O R D E R

AND NOW, this 12th day of February, 2016, for the reasons set forth in the accompanying memorandum of today's date, it is **ORDERED** that:

1. The clerk of court shall **REMOVE** the action from administrative suspense and **RETURN** it to the court's active docket.
2. The Clerk of Court shall **STRIKE** the following documents from the record:
 - a. Plaintiff's complaint (paper no. 1);
 - b. Plaintiff's request to file a supplemental complaint (paper no. 4);
 - c. Plaintiff's amended complaint (paper no. 5);
 - d. Plaintiff's "Motion and Cause for Supplemental Complaint" (paper no. 6);
 - e. Plaintiff's memorandum of law in support of the amended complaint (paper no. 7);
 - f. Plaintiff's letter to the Clerk of Court (paper no. 8);
 - g. Defendants Abello, Farrell, Giorla, and Nutter's motion to dismiss (paper no. 21);
 - h. Defendant Williams' motion to dismiss (paper no. 22);
 - i. Plaintiff's response to defendants' motion to dismiss [hereafter "response"] (paper no. 25);
 - j. Plaintiff's second amended complaint (paper no. 26);
 - k. Defendants Abello, Farrell, Giorla, and Nutter's second motion to dismiss

(paper no. 27); and

1. Plaintiff's memorandum of law in support of response (paper no. 28).
3. Mr. Garner is **GRANTED** leave until **March 14, 2016**, to file ONE amended complaint containing all claims for relief in a "short and plain statement" that is "simple, concise, and direct." Fed R. Civ. P. 8(a) & (d)(1).
4. Defendants shall not respond to any document filed by Mr. Garner until ordered to do so by the court.
5. The Clerk of Court shall **CLOSE** this case for statistical purposes.

/s/ Norma L. Shapiro

J.